IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Crl. Misc. No.16089-M of 2005

DATE OF DECISION:12.03.2007

Avish Kumar .....Petitioner

Versus

State of Haryana & Anr. .....Respondents

CORAM:- HON'BLE MR. JUSTICE SATISH KUMAR MITTAL

Present:- Shri N.S. Shekhawat, Advocate
for the petitioner.

Shri Himanshu Raj Munjal, AAG, Haryana.

Shri KK Aggarwal, Sr. Advocate with
Shri Kapil Aggarwal, Advocate
for the complainant.

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The petitioner, who is the accused in case FIR No. 115 dated 17.6.2003 under Section 354 IPC, registered at Police Station Khol, has filed this petition under Section 482 Cr.P.C. for quashing of order dated 22.1.2005 passed by Additional Sessions Judge, Rewari, whereby, his revision against the order dated 5.10.2004 passed by Special Judicial Magistrate, Rewari, permitting the prosecution to recall the prosecutrix for further examination was dismissed.

Counsel for the petitioner contends that since the recalled witness has already been examined, therefore, the petitioner does not want to press this petition with liberty to question her trustworthiness with regard to the second version given by her.

Dismissed as not pressed with the aforesaid liberty.

March 12, 2007 **(SATISH KUMAR MITTAL)**
pooja **JUDGE**